

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 11:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Lisa J. Prosser, Senior Deputy Clerk.

**F052801      Lesha J. v. Superior Court Of Kern County; Kern Co. Dept. Of Human Services**

Cause called, Lesha Jordan petitioner in propria persona unavailable and not present. Susan M. Gill, Deputy County Counsel, counsel for real party appeared via teleconference.

Cause ordered submitted.

Court recessed until Monday, July 23, 2007 at 10:00 A.M.

**F052396      In re Isablea R., a Minor; Fresno County Department of Children and Family Services v. Francisco R.**

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F052633      People v. Martinez**

No brief having been filed by appellant after notice duly given under rule 8.220(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F046421      People v. Yncian**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

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**F046421      People v. Ynclan**

The judgment of conviction and the admitted special allegations are affirmed. The matter is remanded to the trial court for the limited purposes of (a) resentencing on the substantive count pursuant to the principles of *Cunningham*, as discussed in part III above and (b) either striking or imposing sentence on the two prior prison enhancements discussed in part IV above. For such limited purposes the judgment of sentence is vacated. The trial court shall resentence appellant and thereupon issue an amended abstract of judgment and transmit certified copies thereof to all appropriate parties and entities. In all other respects the judgment is affirmed. Harris, Acting P.J.

We concur: Wiseman, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F047223      People v. Fuller**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F047223      People v. Fuller**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051482      In re Jairo A., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F051482**      **In re Jairo A., a Minor**  
The judgment is affirmed.  
By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F052743**      **In re Jacob W. et al., Minors**  
IT IS HEREBY ORDERED that the appeal in the above-entitled  
action is dismissed.